

EXHIBIT D1

Plaintiffs provide the following chart that summarizes the proper rates of overtime that should have been paid, had Defendants paid it, against the over rate paid, when Defendants chose to pay it:

Year	Min. wage	Tip credit rate	Tip credit allowed	Min. wage O/T rate	Tip credit O/T rate	O/T rate paid (if paid)
2012	\$7.70	\$3.85	\$3.85	$7.70 * 1.5 = \$11.55$	$11.55 - 3.85 =$ <u>\$7.70</u>	(see Ex. G) <u>\$5.78</u>
2013	\$7.85	\$3.93	\$3.92	$7.85 * 1.5 = 11.775$ (11.78)	$11.78 - 3.92 =$ <u>\$7.86</u>	(see Ex. F) <u>\$5.90</u>
2014	\$7.95	\$3.98	\$3.97	$7.95 * 1.5 = 11.925$ (11.93)	$11.93 - 3.97 =$ <u>\$7.96</u>	(see Ex. E) <u>\$5.97</u>

Panini's Westlake
23800 Detroit Road

Westlake, OH 44145

Check Date: 7/5/14
Employee Id: 0281
Marital Status: Single
Extra FWT: \$0.00

Pay Period: 6/16/14-6/29/14
Employee Name: Rosalina M Naida
Nbr of Deps: Federal: 0 State: 0
Extra SWT: \$0.00

Check No. 531,417

Version 1.06

Current Check

	Reg Pay	Ovt. Pay	Total
Hourly	\$311.83	\$66.57	\$378.40
Total Gross Pay	\$311.83	\$66.57	\$378.40
Federal			\$129.55
Social Security Tax			\$66.12
Medicare Tax			\$15.46
State OH			\$23.75
Work City Tax Westlake			\$16.00
Total Taxes			\$250.88
Paper Check			\$127.52
Total Net Pay			\$127.52
Tips Not in Net/Gross			\$688.13
Total Tips/Fringe			\$688.13

Hours	Regular@Rate	Overtime@Rate	Total
Hourly	78.35@ \$3.9800	11.15@ \$5.9700	89.50
Total Hours	78.35	11.15	89.50

YTD:

Year Total

Hourly	\$2,238.66
Hourly Rate 2	\$144.62
Total Gross Pay	\$2,383.28
Federal	\$690.32
Social Security Tax	\$420.28
Medicare Tax	\$98.30
State OH	\$109.82
Work City Tax Westlake	\$101.70
Total Taxes	\$1,420.42
Paper Check	\$962.86
Total Net Pay	\$962.86
Tips Not in Net/Gross	\$4,395.60
Total Tips/Fringe	\$4,395.60

Regular Hours	
Hourly	510.51
Hourly Rate 2	36.80
Total Regular Hours	547.31

Overtime Hours	
Hourly	13.80
Total Overtime Hours	13.80

Panini's Westlake
23800 Detroit Road

Westlake, OH 44145

Check Date: 8/17/13
Employee Id: 0103
Marital Status: Single
Extra FWT: \$0.00

Pay Period: 7/29/13-8/11/13
Employee Name: Maria E Nagle
Nbr of Deps: Federal: 1 State: 1
Extra SWT: \$0.00

Check No. 530,383

Version 1.06

Current Check

	Reg Pay	Ovt. Pay	Total
Hourly	\$314.40	\$6.61	\$321.01
Total Gross Pay	\$314.40	\$6.61	\$321.01
Federal			\$127.32
Social Security Tax			\$74.27
Medicare Tax			\$17.37
State OH			\$30.17
Work City Tax Westlake			\$17.97
Total Taxes			\$267.10
Paper Check			\$53.91
Total Net Pay			\$53.91
Tips Not in Net/Gross			\$876.82
Total Tips/Fringe			\$876.82

Hours	Regular@Rate	Overtime@Rate	Total
Hourly	80.00 @ \$3.9300	1.12 @ \$5.9000	81.12
Total Hours	80.00	1.12	81.12

YTD:

Year Total

Hourly	\$1,926.41
Total Gross Pay	\$1,926.41
Federal	\$612.05
Social Security Tax	\$439.78
Medicare Tax	\$102.86
State OH	\$140.63
Work City Tax Westlake	\$106.40
Total Taxes	\$1,401.72
Paper Check	\$524.69
Total Net Pay	\$524.69
Tips Not in Net/Gross	\$5,166.87
Total Tips/Fringe	\$5,166.87

Regular Hours

Hourly	388.81
Total Regular Hours	388.81

Overtime Hours

Hourly	1.12
Total Overtime Hours	1.12

Westlake Bistro Group Inc
23800 Detroit Road

Check Date: 6/23/12

Pay Period: 6/4/12-6/17/12

Check No. 24,262

Employee Id: 0103

Employee Name: Maria E Nagle

Marital Status: Single

Nbr of Deps: Federal: 0 State: 0

Extra FWT: \$0.00

Extra SWT: \$0.00

Version 1.06

Westlake, OH 44145

Current Check

	Reg Pay	Ovt.Pay	Total
Hourly	\$292.72	\$12.60	\$305.32
Total Gross Pay	\$292.72	\$12.60	\$305.32
Federal			\$146.71
Social Security Tax			\$49.24
Medicare Tax			\$17.00
State OH			\$30.15
Work City Tax Westlake			\$17.58
Total Taxes			\$260.68
Paper Check			\$44.64
Total Net Pay			\$44.64
Tips Not in Net/Gross			\$867.00
Total Tips/Fringe			\$867.00

Hours	Regular@Rate	Overtime@Rate	Total
Hourly	76.03@\$3.8500	2.18@\$5.7800	78.21
Total Hours	76.03	2.18	78.21

YTD:

Year Total

Hourly	\$884.55
Hourly Rate 2	\$329.78
Total Gross Pay	\$1,214.33
Federal	\$423.25
Social Security Tax	\$158.65
Medicare Tax	\$54.77
State OH	\$79.35
Work City Tax Westlake	\$56.65
Total Taxes	\$772.67
Paper Check	\$441.66
Total Net Pay	\$441.66
Tips Not in Net/Gross	\$2,563.00
Total Tips/Fringe	\$2,563.00

Regular Hours	
Hourly	218.88
Hourly Rate 2	77.28
Total Regular Hours	296.16

Overtime Hours	
Hourly	2.18
Hourly Rate 2	7.56
Total Overtime Hours	9.74

EXHIBIT D2

Plaintiffs provide the following chart that summarizes Defendants' overtime liability relative to the attached paycheck reports and time clock reports for work weeks during which Defendants paid no overtime premium:

Pltf.	Workweek	Total amount paid	Total Hours Worked	Actual rate of pay	Concealed O/T hours worked	Total pay if O/T had been paid	Amount Unpaid
Leone	6/3/13 – 6/16/13 Check Date: 6/22/13	\$296.01	75.32	\$296.01/75.32 =\$3.93/hr.	3.33	\$309.09	<u>\$13.08</u>
Naida	8/12/13 – 8/25/13 Check Date: 8/31/14	\$281.27	71.57	\$281.27/71.57 =\$3.93/hr.	2.72	\$291.96	<u>\$10.69</u>
Parry	7/1/13 – 7/14/13 Check Date: 7/20/13	\$446.57	113.63	\$446.57/113.63 =\$3.93/hr.	33.63	\$578.73	<u>\$132.16</u>
Nagle	N/A	N/A	N/A	N/A	N/A	N/A	N/A

220 - Panini's-Westlake
23800 Detroit Rd.
Westlake, Ohio 44145

Kermit Report

06/03/2013 -- 06/16/2013

P
04/01/2015 --

Date	Job	Export Job Code	Time In	Time Out	UnPaid Brk Hrs	Reg. Hrs	OT Hrs	Tot Hrs	Tot Pay	Decl Tips
*** Emp 3415 Monica Leone ***										
06/03/2013	BARTEN		18:43	22:04	0.00	3.35	0.00	3.35	13.17	33.76
Total BARTENDER:					0.00	3.35	0.00	3.35	13.17	33.76
06/16/2013	SERVER		10:06	21:57	0.00	8.52	3.33	11.85	58.73	96.30
06/15/2013	SERVER		12:04	23:18	0.00	11.23	0.00	11.23	44.13	53.35
06/14/2013	SERVER		11:56	22:15	0.00	10.32	0.00	10.32	40.56	67.50
06/13/2013	SERVER		15:56	23:26	0.00	7.50	0.00	7.50	29.48	53.51
06/10/2013	SERVER		15:06	17:32	0.00	2.43	0.00	2.43	9.55	6.79
06/09/2013	SERVER		10:13	14:55	0.00	4.70	0.00	4.70	18.47	21.82
06/08/2013	SERVER		15:56	23:18	0.00	7.37	0.00	7.37	28.96	59.84
06/07/2013	SERVER		16:11	21:42	0.00	5.52	0.00	5.52	21.69	49.14
06/06/2013	SERVER		16:05	23:41	0.00	7.60	0.00	7.60	29.87	62.03
06/03/2013	SERVER		15:05	18:32	0.00	3.45	0.00	3.45	13.56	0.00
Total SERVER:					0.00	68.64	3.33	71.97	295.00	470.28
TTL Emp 3415:					0.00	71.99	3.33	75.32	308.17	504.04

Date	Job	Export Job Code	Time In	Time Out	UnPaid Brk Hrs	Reg. Hrs	OT Hrs	Tot Hrs	Tot Pay	Decl Tips
*** Emp 5763 Rosalina Naida ***										
08/25/2013	SERVER		16:52	22:09	0.00	5.28	0.00	5.28	20.75	15.15
08/23/2013	SERVER		17:12	0:31	0.00	7.32	0.00	7.32	28.77	87.49
08/22/2013	SERVER		10:03	14:43	0.00	4.67	0.00	4.67	18.35	25.00
08/21/2013	SERVER		10:01	14:01	0.00	4.00	0.00	4.00	15.72	11.00
08/20/2013	SERVER		10:02	15:01	0.00	4.98	0.00	4.98	19.57	7.00
08/19/2013	SERVER		10:00	12:36	0.00	2.60	0.00	2.60	10.22	0.00
08/18/2013	SERVER		10:22	18:27	0.00	5.36	2.72	8.08	41.68	64.99
08/17/2013	SERVER		10:02	20:42	0.00	10.67	0.00	10.67	41.93	96.00
08/16/2013	SERVER		16:35	22:31	0.00	5.93	0.00	5.93	23.30	38.00
08/15/2013	SERVER		17:00	23:57	0.00	6.95	0.00	6.95	27.31	64.00
08/14/2013	SERVER		9:59	12:16	0.00	2.28	0.00	2.28	8.96	0.00
08/13/2013	SERVER		10:08	14:28	0.00	4.33	0.00	4.33	17.02	12.61
08/12/2013	SERVER		10:03	14:32	0.00	4.48	0.00	4.48	17.61	19.00
Total SERVER:					0.00	68.85	2.72	71.57	291.19	440.24

Date	Job	Export Job Code	Time In	Time Out	UnPaid Brk Hrs	Reg. Hrs	OT Hrs	Tot Hrs	Tot Pay	Decl Tips
*** Emp 2034 Ashley Parry ***										
07/14/2013	BARTEN		16:55	22:42	0.00	0.00	5.78	5.78	43.81	105.70
07/13/2013	BARTEN		10:05	16:58	0.00	3.85	3.03	6.88	38.10	28.37
07/10/2013	BARTEN		10:09	17:10	0.00	7.02	0.00	7.02	27.59	42.69
07/09/2013	BARTEN		10:00	17:16	0.00	7.27	0.00	7.27	28.57	28.26
07/08/2013	BARTEN		10:01	16:45	0.00	6.73	0.00	6.73	26.45	5.75
07/07/2013	BARTEN		10:04	23:44	0.00	0.00	13.66	13.66	103.54	191.51
07/06/2013	BARTEN		10:03	21:52	0.00	5.03	6.79	11.82	71.24	84.53
07/03/2013	BARTEN		9:59	17:15	0.00	7.27	0.00	7.27	28.57	19.16
07/02/2013	BARTEN		17:00	0:34	0.00	7.57	0.00	7.57	29.75	80.82
07/01/2013	BARTEN		10:01	17:48	0.00	7.78	0.00	7.78	30.58	33.46
Total BARTENDER:					0.00	52.52	29.26	81.78	428.20	620.25
07/13/2013	SERVER		16:58	21:20	0.00	0.00	4.37	4.37	33.12	102.08
07/12/2013	SERVER		15:57	22:48	0.00	6.85	0.00	6.85	26.92	162.84
07/11/2013	SERVER		16:39	0:56	0.00	8.28	0.00	8.28	32.54	100.66
07/05/2013	SERVER		15:59	22:28	0.00	6.48	0.00	6.48	25.47	13.58
07/03/2013	SERVER		18:44	0:36	0.00	5.87	0.00	5.87	23.07	66.03
Total SERVER:					0.00	27.48	4.37	31.85	141.12	445.19
TTL Emp 2034:					0.00	80.00	33.63	113.63	569.32	1,065.44

Run Date: 04/21/2015 Westlake Bistro Group Inc Page 1
 Client: 9359 Last Check Date: 12/06/2014
 Report Options: Start Date: 01/01/2000 End Date: 12/31/2014 Employee: Monica Leone F

Check Listing & Total Report

Check Date	Check Nbr	Check Payee	Reg Hours	Reg Pay	Ovt Hours	Ovt Pay	Tips	Gross Pay	Net Check	Medicare	Wages
3/31/2013	161	Monica F Leone	0.00	1,465.82	0.00	0.00	3,570.33	1,465.82	516.34	5,036.15	
4/13/2013	211	Monica F Leone	0.00	205.70	0.00	0.00	643.72	205.70	36.07	849.42	
4/27/2013	250	Monica F Leone	0.00	208.57	0.00	0.00	695.97	208.57	23.52	904.54	
5/11/2013	292	Monica F Leone	0.00	223.50	0.00	0.00	508.70	223.50	86.31	732.20	
5/25/2013	530017	Monica Leone	62.30	244.84	0.00	0.00	546.44	244.84	91.47	791.28	
6/08/2013	530077	Monica Leone	59.28	232.97	0.00	0.00	563.71	232.97	78.11	796.68	
6/22/2013	530141	Monica Leone	75.32	296.01	0.00	0.00	504.04	296.01	140.21	800.05	
7/06/2013	530201	Monica Leone	49.45	194.34	0.00	0.00	433.11	194.34	85.77	627.45	
7/20/2013	530260	Monica Leone	52.88	207.82	0.00	0.00	531.10	207.82	68.78	738.92	
8/03/2013	530319	Monica Leone	51.48	202.32	0.00	0.00	382.70	202.32	105.23	585.02	
8/14/2013	530481	Monica Leone	16.65	65.43	0.00	0.00	217.89	65.43	32.75	283.32	
8/28/2013	530531	Monica Leone	54.59	214.54	0.00	0.00	494.95	214.54	84.61	709.49	
9/12/2013	530580	Monica Leone	54.71	215.01	0.00	0.00	486.90	215.01	87.13	701.91	
9/26/2013	530627	Monica Leone	30.35	119.28	0.00	0.00	246.58	119.28	69.84	365.86	
1/09/2013	530676	Monica Leone	38.50	151.31	0.00	0.00	373.27	151.31	68.29	524.58	
1/23/2013	530721	Monica Leone	48.78	191.71	0.00	0.00	502.50	191.71	65.92	694.21	
2/07/2013	530765	Monica Leone	53.63	210.77	0.00	0.00	488.84	210.77	83.52	699.61	
2/21/2013	530809	Monica Leone	54.67	214.85	0.00	0.00	550.14	214.85	69.92	764.99	
1/04/2014	530849	Monica Leone	40.04	157.36	0.00	0.00	426.86	157.36	61.93	584.22	
1/18/2014	530888	Monica Leone	42.33	166.36	0.00	0.00	330.27	166.36	89.73	496.63	
12/01/2014	530928	Monica Leone	53.62	210.73	0.00	0.00	488.66	210.73	84.41	699.39	
12/15/2014	530965	Monica Leone	58.00	227.94	0.00	0.00	644.31	227.94	87.25	872.25	
13/01/2014	531004	Monica Leone	62.56	248.99	0.00	0.00	676.63	248.99	60.71	925.62	
13/15/2014	531043	Monica Leone	62.50	248.75	0.00	0.00	503.61	248.75	108.09	752.36	
13/29/2014	531083	Monica Leone	63.17	251.42	0.00	0.00	517.43	251.42	106.30	768.85	
14/12/2014	531126	Monica Leone	47.42	188.73	0.00	0.00	334.99	188.73	106.28	523.72	

Run Date: 04/21/2015

Westlake Bistro Group Inc

Check Listing & Total Report

Page 2

Client: 9359

Last Check Date: 12/06/2014

Report Options: Start Date: 01/01/2000 End Date: 12/31/2014 Employee: Monica Leone F

Check Date	Check Nbr	Check Payee	Reg Hours	Reg Pay	Ovt Hours	Ovt Pay	Tips	Gross Pay	Net Check	Medicare Wages
04/26/2014	531167	Monica Leone	43.09	171.50	0.00	0.00	358.58	171.50	87.68	530.08
05/10/2014	531208	Monica Leone	54.81	218.14	0.00	0.00	400.28	218.14	113.72	618.42
05/24/2014	531252	Monica Leone	60.26	239.83	0.00	0.00	601.58	239.83	74.81	841.41
06/07/2014	531300	Monica Leone	50.68	201.71	0.00	0.00	586.54	201.71	51.35	788.25
06/21/2014	531351	Monica Leone	63.61	253.17	0.00	0.00	591.31	253.17	87.29	844.48
07/05/2014	531404	Monica Leone	41.62	165.65	0.00	0.00	428.93	165.65	67.64	594.58
07/19/2014	531460	Monica Leone	27.95	111.24	0.00	0.00	294.75	111.24	54.03	405.99
08/02/2014	531517	Monica Leone	30.93	123.10	0.00	0.00	244.74	123.10	73.63	367.84
08/16/2014	531574	Monica Leone	24.90	99.10	0.00	0.00	135.31	99.10	76.33	234.41
08/30/2014	531633	Monica Leone	15.45	61.49	0.00	0.00	101.63	61.49	45.76	163.12
09/13/2014	531686	Monica Leone	36.92	146.94	0.00	0.00	286.54	146.94	83.45	435.48
09/27/2014	531734	Monica Leone	41.19	163.94	0.00	0.00	389.00	163.94	75.22	552.94
10/11/2014	531779	Monica Leone	32.42	129.03	0.00	0.00	125.00	129.03	102.69	254.03
10/25/2014	531826	Monica Leone	53.05	211.14	0.00	0.00	449.00	211.14	95.43	660.14
11/08/2014	531871	Monica Leone	52.09	207.32	0.00	0.00	419.37	207.32	100.67	626.69
11/22/2014	531914	Monica Leone	56.09	223.24	0.00	0.00	462.68	223.24	100.55	685.92
12/06/2014	531957	Monica Leone	45.65	181.69	0.00	0.00	395.91	181.69	87.68	577.60
Emp TL-0248		Monica F Leone	2,621.18	12,402.53	0.00	0.00	28,730.80	12,402.53	5,415.48	41,133.33
Dep Tot:	Server		2,621.18	12,402.53	0.00	0.00	28,730.80	12,402.53	5,415.48	41,133.33
Grand Total:			2,621.18	12,402.53	0.00	0.00	28,730.80	12,402.53	5,415.48	41,133.33

Check Listing & Total Report

Run Date: 04/21/2015

Westlake Bistro Group Inc

Client: 9359

Report Options: Start Date: 01/01/2000 End Date: 12/31/2014 Employee: Kelly McCall L

Last Check Date: 12/06/2014

Check Date	Check Nbr	Check Payee	Reg Hours	Reg Pay	Ovt Hours	Ovt Pay	Tips	Gross Pay	Net Check	Medicare Wages
3/31/2013	199	Kelly L McCall	0.00	4,180.00	0.00	0.00	0.00	4,180.00	3,670.35	4,180.00
4/13/2013	237	Kelly L McCall	0.00	1,320.00	0.00	0.00	0.00	1,320.00	1,065.64	1,320.00
4/27/2013	278	Kelly L McCall	0.00	1,100.00	0.00	0.00	0.00	1,100.00	907.20	1,100.00
5/11/2013	322	Kelly L McCall	0.00	990.00	0.00	0.00	0.00	990.00	827.97	990.00
5/25/2013	530021	Kelly McCall	8.50	935.00	0.00	0.00	0.00	935.00	788.35	935.00
6/08/2013	530083	Kelly McCall	7.50	825.00	0.00	0.00	0.00	825.00	706.36	825.00
6/22/2013	530146	Kelly McCall	9.50	1,045.00	0.00	0.00	0.00	1,045.00	867.58	1,045.00
7/06/2013	530207	Kelly L McCall	8.00	880.00	0.00	0.00	0.00	880.00	748.75	880.00
7/20/2013	530265	Kelly McCall	11.00	1,375.00	0.00	0.00	0.00	1,375.00	1,105.25	1,375.00
8/03/2013	530323	Kelly McCall	12.00	1,500.00	0.00	0.00	0.00	1,500.00	1,195.28	1,500.00
8/17/2013	530379	Kelly McCall	11.00	1,375.00	0.00	0.00	0.00	1,375.00	1,105.25	1,375.00
8/31/2013	530433	Kelly McCall	11.00	1,375.00	0.00	0.00	0.00	1,375.00	1,105.25	1,375.00
9/14/2013	530485	Kelly McCall	11.00	1,375.00	0.00	0.00	0.00	1,375.00	1,108.41	1,375.00
9/28/2013	530535	Kelly McCall	9.00	1,125.00	0.00	0.00	0.00	1,125.00	927.49	1,125.00
10/12/2013	530586	Kelly McCall	10.00	1,250.00	0.00	0.00	0.00	1,250.00	1,017.95	1,250.00
10/26/2013	530632	Kelly McCall	10.00	1,250.00	0.00	0.00	0.00	1,250.00	1,017.95	1,250.00
11/09/2013	530681	Kelly McCall	12.00	1,500.00	0.00	0.00	0.00	1,500.00	1,198.87	1,500.00
11/23/2013	530726	Kelly McCall	11.50	1,437.50	0.00	0.00	0.00	1,437.50	1,200.38	1,437.50
12/07/2013	530768	Kelly McCall	10.00	1,250.00	0.00	0.00	0.00	1,250.00	1,064.69	1,250.00
12/21/2013	530812	Kelly McCall	11.30	1,412.50	0.00	0.00	0.00	1,412.50	1,182.28	1,412.50
01/04/2014	530852	Kelly McCall	10.50	1,312.50	0.00	0.00	0.00	1,312.50	1,111.92	1,312.50
01/18/2014	530891	Kelly McCall	11.00	1,375.00	0.00	0.00	0.00	1,375.00	1,157.16	1,375.00
02/01/2014	530931	Kelly McCall	12.00	1,500.00	0.00	0.00	0.00	1,500.00	1,247.62	1,500.00
02/15/2014	530968	Kelly McCall	11.30	1,412.50	0.00	0.00	0.00	1,412.50	1,184.30	1,412.50
03/01/2014	531007	Kelly McCall	10.50	1,312.50	0.00	0.00	0.00	1,312.50	1,111.92	1,312.50
03/15/2014	531046	Kelly McCall	13.50	1,687.50	0.00	0.00	0.00	1,687.50	1,383.17	1,687.50
03/29/2014	531086	Kelly McCall	13.00	1,625.00	0.00	0.00	0.00	1,625.00	1,338.08	1,625.00
04/12/2014	531129	Kelly McCall	13.00	1,625.00	0.00	0.00	0.00	1,625.00	1,338.08	1,625.00
04/26/2014	531170	Kelly McCall	11.30	1,412.50	0.00	0.00	0.00	1,412.50	1,184.30	1,412.50
05/10/2014	531211	Kelly McCall	13.50	1,687.50	0.00	0.00	0.00	1,687.50	1,383.17	1,687.50
05/24/2014	531256	Kelly McCall	13.00	1,625.00	0.00	0.00	0.00	1,625.00	1,338.08	1,625.00
06/07/2014	531305	Kelly McCall	14.00	1,750.00	0.00	0.00	0.00	1,750.00	1,428.03	1,750.00
06/21/2014	531356	Kelly McCall	8.50	1,062.50	0.00	0.00	0.00	1,062.50	924.38	1,062.50
07/05/2014	531409	Kelly McCall	13.00	1,625.00	0.00	0.00	0.00	1,625.00	1,338.08	1,625.00
07/19/2014	531465	Kelly McCall	12.50	1,562.50	0.00	0.00	0.00	1,562.50	1,292.85	1,562.50
08/02/2014	531521	Kelly McCall	11.50	1,437.50	0.00	0.00	0.00	1,437.50	1,202.40	1,437.50
08/16/2014	531578	Kelly McCall	11.50	1,437.50	0.00	0.00	0.00	1,437.50	1,202.40	1,437.50
08/30/2014	531638	Kelly McCall	12.00	1,500.00	0.00	0.00	0.00	1,500.00	1,247.62	1,500.00
09/13/2014	531690	Kelly McCall	11.50	1,437.50	0.00	0.00	0.00	1,437.50	1,202.40	1,437.50
09/27/2014	531737	Kelly McCall	9.00	1,125.00	0.00	0.00	0.00	1,125.00	972.74	1,125.00
10/11/2014	531782	Kelly McCall	10.50	1,312.50	0.00	0.00	0.00	1,312.50	1,111.92	1,312.50
10/25/2014	531829	Kelly McCall	10.00	1,250.00	0.00	0.00	0.00	1,250.00	1,066.70	1,250.00
11/08/2014	531874	Kelly McCall	10.00	1,250.00	0.00	0.00	0.00	1,250.00	1,066.70	1,250.00
11/22/2014	531917	Kelly McCall	11.60	1,450.00	0.00	0.00	0.00	1,450.00	1,211.43	1,450.00
12/06/2014	531960	Kelly McCall	11.80	1,475.00	0.00	0.00	0.00	1,475.00	1,229.52	1,475.00
Emp TI- 0076 Kelly L McCall			453.30	63,750.00	0.00	0.00	0.00	63,750.00	53,086.25	63,750.00

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 Client: 9359
 Report Options: Start Date: 01/01/2000 End Date: 12/31/2014 Employee: Kelly McCall L Last Check Date: 12/06/2014

Check Date	Check Nbr	Check Payee	Reg Hours	Reg Pay	Ovt Hours	Ovt Pay	Tips	Gross Pay	Net Check	Medicare	Wages
Dep Tot:	Manager		453.30	63,750.00	0.00	0.00	0.00	63,750.00	53,086.25		63,750.00

Check Listing & Total Report

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Westlake Bistro Group Inc

Client: 9359

Report Options: Start Date: 01/01/2000 End Date: 12/31/2014 Employee: Rosalina Naida M

Check Date	Check Nbr	Check Payee	Reg Hours	Reg Pay	Ovt Hours	Ovt Pay	Tips	Gross Pay	Net Check	Medicare Wages
03/31/2012	23924	Rosalina Naida	4.78	36.81	0.00	0.00	0.00	36.81	34.50	36.81
04/14/2012	23976	Rosalina Naida	9.68	74.54	0.00	0.00	0.00	74.54	69.85	74.54
04/28/2012	24029	Rosalina Naida	14.05	108.19	0.00	0.00	0.00	108.19	98.84	108.19
05/12/2012	24082	Rosalina Naida	11.09	85.39	0.00	0.00	0.00	85.39	79.75	85.39
05/26/2012	24140	Rosalina Naida	21.58	166.17	0.00	0.00	0.00	166.17	144.88	166.17
06/09/2012	24202	Rosalina Naida	15.31	117.89	0.00	0.00	0.00	117.89	105.19	117.89
06/23/2012	24262	Rosalina Naida	24.26	207.50	0.00	0.00	0.00	207.50	227.77	267.58
03/31/2013	181	Rosalina M Naida	0.00	1,624.70	0.00	0.00	0.00	1,624.70	1,359.42	1,624.70
04/13/2013	225	Rosalina M Naida	0.00	282.44	0.00	0.00	0.00	282.44	234.44	282.44
04/27/2013	265	Rosalina M Naida	0.00	286.92	0.00	0.00	0.00	286.92	238.01	286.92
05/11/2013	309	Rosalina M Naida	0.00	308.04	0.00	0.00	53.72	308.04	243.83	361.76
05/25/2013	530025	Rosalina Naida	38.62	308.96	0.00	0.00	0.00	308.96	255.54	308.96
06/08/2013	530089	Rosalina Naida	17.43	139.44	0.00	0.00	0.00	139.44	120.31	139.44
06/22/2013	530151	Rosalina Naida	40.64	169.36	0.00	0.00	112.05	169.36	121.57	281.41
07/06/2013	530212	Rosalina Naida	38.23	150.24	0.00	0.00	150.00	150.24	98.62	300.24
07/20/2013	530270	Rosalina Naida	74.60	309.95	0.00	0.00	324.06	309.95	176.28	634.01
08/03/2013	530328	Rosalina Naida	2.90	11.40	0.00	0.00	3.82	11.40	9.91	15.22
08/17/2013	530385	Rosalina Naida	33.40	267.20	0.00	0.00	208.18	267.20	176.26	475.38
08/31/2013	530439	Rosalina Naida	71.57	281.27	0.00	0.00	440.24	281.27	123.69	721.51
09/14/2013	530489	Rosalina Naida	28.36	111.45	0.00	0.00	137.41	111.45	70.49	248.86
09/28/2013	530538	Rosalina Naida	17.80	69.95	0.00	0.00	80.81	69.95	48.66	150.76
10/12/2013	530588	Rosalina Naida	16.41	64.49	0.00	0.00	130.00	64.49	34.56	194.49
10/26/2013	530634	Rosalina Naida	40.95	160.93	0.00	0.00	285.14	160.93	78.28	446.07
11/23/2013	530729	Rosalina Naida	8.51	68.08	0.00	0.00	20.00	68.08	59.16	88.08
12/07/2013	530771	Rosalina Naida	22.16	95.72	0.00	0.00	119.00	95.72	61.69	214.72
12/21/2013	530813	Rosalina Naida	38.22	150.20	0.00	0.00	261.00	150.20	75.95	411.20
01/04/2014	530855	Rosalina Naida	36.80	144.62	0.00	0.00	278.11	144.62	68.08	422.73
01/18/2014	530894	Rosalina Naida	30.96	247.68	0.00	0.00	0.00	247.68	207.14	247.68
02/15/2014	530969	Rosalina Naida	35.70	140.30	0.00	0.00	331.79	140.30	51.34	472.09
03/01/2014	531026	Rosalina Naida	-35.70	-140.30	0.00	0.00	-331.79	-140.30	-51.34	-472.09
03/01/2014	531008	Rosalina Naida	45.82	182.36	0.00	0.00	370.67	182.36	71.97	553.03
03/15/2014	531050	Rosalina Naida	38.55	153.43	0.00	0.00	401.77	153.43	42.47	555.20
03/29/2014	531091	Rosalina Naida	26.39	105.03	0.00	0.00	201.77	105.03	52.48	306.80
04/12/2014	531134	Rosalina Naida	48.07	191.32	0.00	0.00	286.30	191.32	100.90	477.62
04/26/2014	531175	Rosalina Naida	30.87	122.86	0.00	0.00	142.20	122.86	78.80	265.06
05/10/2014	531216	Rosalina Naida	56.87	226.34	0.00	0.00	632.11	226.34	32.95	858.45
05/24/2014	531263	Rosalina Naida	59.30	236.01	0.00	0.00	657.89	236.01	32.83	893.90
06/07/2014	531312	Rosalina Naida	18.48	73.55	0.00	0.00	88.31	73.55	50.26	161.86
06/21/2014	531363	Rosalina Naida	76.85	305.86	2.65	15.82	648.34	321.68	97.46	970.02
07/05/2014	531417	Rosalina Naida	78.35	311.83	11.15	66.57	688.13	378.40	127.52	1,066.53
07/19/2014	531474	Rosalina Naida	68.84	273.98	0.00	0.00	539.31	273.98	93.08	813.29
08/02/2014	531530	Rosalina Naida	60.85	242.18	0.00	0.00	294.68	242.18	136.07	536.86
08/16/2014	531587	Rosalina Naida	69.37	276.09	0.00	0.00	794.51	276.09	24.08	1,070.60
08/30/2014	531644	Rosalina Naida	55.76	221.92	0.00	0.00	667.89	221.92	19.86	889.81
09/13/2014	531696	Rosalina Naida	13.95	55.52	0.00	0.00	103.43	55.52	32.83	158.95
09/27/2014	531743	Rosalina Naida	21.52	85.65	0.00	0.00	120.00	85.65	53.66	205.65
12/06/2014	531965	Rosalina Naida	45.45	180.89	0.00	0.00	191.84	180.89	114.96	372.73

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Check Date	Check Nbr	Check Payee	Reg Hours	Reg Pay	Ovt Hours	Ovt Pay	Tips	Gross Pay	Net Check	Medicare Wages
Emp 11- 0281		Rosalina M Naida	1,484.09	9,354.43	13.80	82.39	9,432.69	9,436.82	5,784.85	18,869.51
Dep Tot:		Host	1,484.09	9,354.43	13.80	82.39	9,432.69	9,436.82	5,784.85	18,869.51
Grand Total:			1,484.09	9,354.43	13.80	82.39	9,432.69	9,436.82	5,784.85	18,869.51

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Report Options: Start Date: 01/01/2000 End Date: 12/31/2014 Employee: Maria Nagle E

Check Date	Check Nbr	Check Payee	Reg Hours	Reg Pay	Ovt Hours	Ovt Pay	Tips	Gross Pay	Net Check	Medicare Wages
03/31/2013	163	Maria E Nagle	0.00	296.36	0.00	0.00	711.00	296.36	137.54	1,007.36
04/13/2013	212	Maria E Nagle	0.00	95.42	0.00	0.00	259.00	95.42	48.03	354.42
06/08/2013	530087	Maria Nagle	64.24	252.46	0.00	0.00	666.55	252.46	63.36	919.01
06/22/2013	530149	Maria Nagle	56.95	223.81	0.00	0.00	542.50	223.81	77.28	766.31
07/06/2013	530210	Maria Nagle	64.59	253.84	0.00	0.00	571.00	253.84	91.11	824.84
07/20/2013	530268	Maria Nagle	58.74	230.85	0.00	0.00	681.00	230.85	43.77	911.85
08/03/2013	530326	Maria Nagle	64.29	252.66	0.00	0.00	859.00	252.66	9.69	1,111.66
08/17/2013	530383	Maria Nagle	80.00	314.40	1.12	6.61	876.82	321.01	53.91	1,197.83
08/31/2013	530437	Maria Nagle	51.53	202.51	0.00	0.00	587.15	202.51	49.59	789.66
09/14/2013	530488	Maria Nagle	25.59	100.57	0.00	0.00	334.75	100.57	36.72	435.32
11/23/2013	530728	Maria Nagle	4.90	19.26	0.00	0.00	11.64	19.26	16.40	30.90
12/07/2013	530770	Maria Nagle	27.85	109.45	0.00	0.00	268.08	109.45	57.64	377.53
01/04/2014	530853	Maria Nagle	35.85	140.89	0.00	0.00	560.57	140.89	14.01	701.46
01/18/2014	530892	Maria Nagle	66.80	262.52	0.00	0.00	678.78	262.52	69.90	941.30
05/24/2014	531261	Maria Nagle	6.10	24.28	0.00	0.00	62.93	24.28	15.94	87.21
06/07/2014	531310	Maria Nagle	77.92	310.12	0.00	0.00	888.00	310.12	46.53	1,198.12
06/21/2014	531361	Maria Nagle	67.31	267.89	0.00	0.00	702.50	267.89	67.23	970.39
07/05/2014	531415	Maria Nagle	80.00	318.40	1.66	9.91	860.09	328.31	67.40	1,188.40
07/19/2014	531472	Maria Nagle	74.82	297.78	1.69	10.09	825.42	307.87	62.20	1,133.29
08/02/2014	531528	Maria Nagle	65.81	261.92	0.00	0.00	554.27	261.92	103.88	816.19
08/16/2014	531585	Maria Nagle	36.62	145.75	0.00	0.00	307.78	145.75	78.37	453.53
Emp Tot: 0103		Maria E Nagle	2,608.08	16,282.59	14.21	81.17	14,371.83	16,363.76	11,264.16	30,735.59
Dep Tot: Server			2,608.08	16,282.59	14.21	81.17	14,371.83	16,363.76	11,264.16	30,735.59
Grand Total:			2,608.08	16,282.59	14.21	81.17	14,371.83	16,363.76	11,264.16	30,735.59

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Check Date	Check Nbr	Check Payee	Reg Hours	Reg Pay	Ovt Hours	Ovt Pay	Tips	Gross Pay	Net Check	Medicare Wages
03/31/2013	164	Ashley A Parry	0.00	785.60	0.00	0.00	2,176.71	785.60	438.60	2,962.31
04/13/2013	213	Ashley A Parry	0.00	199.80	0.00	0.00	684.47	199.80	41.97	884.27
04/27/2013	251	Ashley A Parry	0.00	105.60	0.00	0.00	400.20	105.60	40.43	505.80
05/11/2013	293	Ashley A Parry	0.00	161.17	0.00	0.00	550.77	161.17	50.40	711.94
05/25/2013	530029	Ashley Parry	45.68	179.52	0.00	0.00	435.31	179.52	91.96	614.83
06/08/2013	530093	Ashley Parry	49.94	196.26	0.00	0.00	837.17	196.26	0.00	1,033.43
06/22/2013	530155	Ashley Parry	64.89	255.02	0.00	0.00	605.16	255.02	105.86	860.18
07/06/2013	530216	Ashley Parry	80.00	314.40	12.00	70.80	791.24	385.20	147.54	1,176.44
07/20/2013	530274	Ashley Parry	113.63	446.57	0.00	0.00	1,065.44	446.57	115.04	1,512.01
08/03/2013	530331	Ashley Parry	112.36	376.23	12.35	72.87	1,369.96	449.10	26.16	1,819.06
08/17/2013	530388	Ashley Parry	80.00	314.40	0.36	2.12	510.43	316.52	176.65	826.95
08/31/2013	530444	Ashley Parry	68.54	269.36	11.19	66.02	537.47	335.38	182.66	872.85
09/14/2013	530494	Ashley Parry	69.83	274.43	0.00	0.00	858.26	274.43	51.42	1,132.69
09/28/2013	530542	Ashley Parry	71.15	279.62	0.00	0.00	667.07	279.62	108.01	946.69
10/12/2013	530591	Ashley Parry	53.94	211.98	0.00	0.00	445.13	211.98	115.91	657.11
10/26/2013	530638	Ashley Parry	31.32	123.09	0.00	0.00	541.14	123.09	25.46	664.23
11/09/2013	530686	Ashley Parry	21.76	85.52	0.00	0.00	284.07	85.52	49.11	369.59
11/23/2013	530733	Ashley Parry	26.36	103.59	0.00	0.00	217.36	103.59	72.20	320.95
12/07/2013	530775	Ashley Parry	50.95	200.23	0.00	0.00	721.89	200.23	35.42	922.12
12/21/2013	530816	Ashley Parry	33.13	130.20	0.00	0.00	453.90	130.20	49.99	584.10
01/04/2014	530858	Ashley Parry	36.94	145.17	0.00	0.00	402.38	145.17	73.38	547.55
01/18/2014	530897	Ashley Parry	30.31	119.12	0.00	0.00	382.80	119.12	57.13	501.92
02/01/2014	530934	Ashley Parry	35.35	138.93	0.00	0.00	336.24	138.93	82.68	475.17
02/15/2014	530972	Ashley Parry	35.41	139.16	0.00	0.00	662.86	139.16	8.58	802.02
03/01/2014	531011	Ashley Parry	47.39	188.61	0.00	0.00	689.72	188.61	37.03	878.33
03/15/2014	531052	Ashley Parry	42.29	168.31	0.00	0.00	223.71	168.31	129.42	392.02
03/29/2014	531093	Ashley Parry	40.33	160.51	0.00	0.00	286.97	160.51	110.21	447.48
04/12/2014	531136	Ashley Parry	35.03	139.42	0.00	0.00	433.52	139.42	62.18	572.94
04/26/2014	531177	Ashley Parry	44.65	177.71	0.00	0.00	357.15	177.71	108.64	534.86
05/10/2014	531218	Ashley Parry	61.60	245.17	0.00	0.00	673.85	245.17	82.36	919.02
05/24/2014	531266	Ashley Parry	60.68	241.51	0.00	0.00	538.85	241.51	116.79	780.36
06/07/2014	531315	Ashley Parry	42.93	458.92	0.00	0.00	272.72	458.92	348.99	731.64
06/21/2014	531366	Ashley Parry	7.50	750.00	0.00	0.00	0.00	750.00	633.49	750.00
07/05/2014	531420	Ashley Parry	4.00	440.00	0.00	0.00	0.00	440.00	391.30	440.00
07/19/2014	531477	Ashley Parry	5.50	605.00	0.00	0.00	0.00	605.00	520.87	605.00
08/02/2014	531533	Ashley Parry	7.00	770.00	0.00	0.00	0.00	770.00	648.08	770.00
08/16/2014	531590	Ashley Parry	4.75	522.50	0.00	0.00	0.00	522.50	456.08	522.50
08/30/2014	531647	Ashley Parry	2.00	220.00	0.00	0.00	0.00	220.00	198.88	220.00
09/13/2014	531699	Ashley Parry	50.77	308.08	0.00	0.00	688.40	308.08	123.87	996.48
09/27/2014	531746	Ashley Parry	43.05	171.34	0.00	0.00	360.00	171.34	103.03	531.34
10/11/2014	531791	Ashley Parry	45.67	181.77	0.00	0.00	500.00	181.77	80.83	681.77
10/25/2014	531836	Ashley Parry	22.98	91.46	0.00	0.00	400.00	91.46	31.71	491.46
11/08/2014	531880	Ashley Parry	23.64	94.09	0.00	0.00	344.24	94.09	45.74	438.33
11/22/2014	531923	Ashley Parry	14.95	59.50	0.00	0.00	124.37	59.50	41.89	183.87
12/06/2014	531967	Ashley Parry	20.44	81.35	0.00	0.00	360.40	81.35	32.26	441.75
Emp TI- 322		Ashley A Parry	1,738.64	11,630.22	35.90	211.81	22,191.33	11,842.03	6,448.21	34,033.36

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Report Options: Start Date: 01/01/2000 End Date: 12/31/2014 Employee: Ashley Parry A

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Check Date	Check Nbr	Check Payee	Reg Hours	Reg Pay	Ovt Hours	Ovt Pay	Tips	Gross Pay	Net Check	Medicare Wages
Dep Tot:	Server		1,738.64	11,630.22	35.90	211.81	22,191.33	11,842.03	6,448.21	34,033.36
Grand Total:			1,738.64	11,630.22	35.90	211.81	22,191.33	11,842.03	6,448.21	34,033.36

EXHIBIT D3

Plaintiffs provide the following chart that summarizes Defendants' overtime liability relative to the attached paycheck reports and time clock reports for work weeks during which Defendants paid an overtime premium but at an incorrect rate:

Pltf.	Workweek	O/T hours worked	Amt. paid in O/T	O/T rate paid	Proper O/T rate	Proper O/T amount	Amount unpaid
Leone	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Naida	6/16/14 – 6/28/14 <u>Check Date</u> 7/5/14	11.15	\$66.57	$\$66.57/11.15=$ \$5.97/hr	<i>See Chart in Section C "Tip Credit O/T rate"</i> \$7.96	7.96 * 11.15 = \$88.75	\$22.18
Parry	8/12/13 – 8/25/13 <u>Check Date</u> 8/31/13	11.19	\$66.02	$\$66.02/11.19=$ \$5.90/hr	<i>See Chart in Section C "Tip Credit O/T rate"</i> \$7.86	7.86 * 11.19 = \$87.95	\$21.93
Nagle	6/30/14 – 7/11/14 <u>Check Date</u> 7/19/14	1.69	\$10.09	$\$10.09/1.69=$ \$5.97/hr	<i>See Chart in Section C "Tip Credit O/T rate"</i> \$7.96	7.96 * 1.69 = \$15.60	\$5.51

Date	Job	Export Job Code	Time In	Time Out	UnPaid Brk Hrs	Reg. Hrs	OT Hrs	Tot Hrs	Tot Pay	Decl Tips
*** Emp 5763 Rosalina Naida ***										
06/29/2014	SERVER		10:34	14:50	0.00	4.27	0.00	4.27	16.78	7.76

220 - Panini's-Westlake
23800 Detroit Rd.
Westlake, Ohio 44145

Kermit Report

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Date	Job	Export Job Code	Time In	Time Out	UnPaid Brk Hrs	Reg. Hrs	OT Hrs	Tot Hrs	Tot Pay	Decl Tips
06/28/2014	SERVER		9:50	14:28	0.00	4.63	0.00	4.63	18.20	17.00
06/27/2014	SERVER		10:01	1:47	0.00	15.77	0.00	15.77	61.98	102.42
06/26/2014	SERVER		10:45	21:29	0.00	10.73	0.00	10.73	42.17	55.61
06/24/2014	SERVER		15:59	18:56	0.00	2.95	0.00	2.95	11.59	15.52
06/22/2014	SERVER		9:47	22:40	0.00	1.73	11.15	12.88	91.32	158.48
06/21/2014	SERVER		15:00	18:43	0.00	3.72	0.00	3.72	14.62	0.00
06/20/2014	SERVER		9:52	23:37	0.00	13.75	0.00	13.75	54.04	103.79
06/19/2014	SERVER		16:00	22:32	0.00	6.53	0.00	6.53	25.66	36.47
06/18/2014	SERVER		16:47	22:54	0.00	6.12	0.00	6.12	24.05	84.20
06/16/2014	SERVER		15:55	0:04	0.00	8.15	0.00	8.15	32.03	106.88
Total SERVER:					0.00	78.35	11.15	89.50	392.44	688.13
TTL Emp 5763:					0.00	78.35	11.15	89.50	392.44	688.13

Date	Job	Export Job Code	Time In	Time Out	UnPaid Brk Hrs	Reg. Hrs	OT Hrs	Tot Hrs	Tot Pay	Decl Tips
*** Emp 2034 Ashley Parry ***										
08/25/2013	BARTEN		10:03	21:14	0.00	0.00	11.19	11.19	84.82	96.56
08/24/2013	BARTEN		10:11	15:54	0.00	5.72	0.00	5.72	22.48	4.85
08/21/2013	BARTEN		9:58	20:31	0.00	10.55	0.00	10.55	41.46	65.96
08/13/2013	BARTEN		17:07	23:29	0.00	6.37	0.00	6.37	25.03	71.24
08/12/2013	BARTEN		10:02	17:07	0.00	7.08	0.00	7.08	27.82	14.50
Total BARTENDER:					0.00	29.72	11.19	40.91	201.61	253.11
08/25/2013	SERVER		10:03	10:03	0.00	0.00	0.00	0.00	0.00	0.00
08/24/2013	SERVER		17:04	22:47	0.00	5.72	0.00	5.72	22.48	85.32
08/23/2013	SERVER		11:59	19:00	0.00	7.02	0.00	7.02	27.59	50.00
08/16/2013	SERVER		12:06	18:45	0.00	6.65	0.00	6.65	26.13	0.00
08/15/2013	SERVER		12:02	22:35	0.00	10.55	0.00	10.55	41.46	93.41
08/14/2013	SERVER		16:03	22:35	0.00	6.53	0.00	6.53	25.66	50.77
08/12/2013	SERVER		17:11	19:32	0.00	2.35	0.00	2.35	9.24	4.86
Total SERVER:					0.00	38.82	0.00	38.82	152.56	284.36
TTL Emp 2034:					0.00	68.54	11.19	79.73	354.17	537.47

Date	Job	Export Job Code	Time In	Time Out	UnPaid Brk Hrs	Reg. Hrs	OT Hrs	Tot Hrs	Tot Pay	Decl Tips
*** Emp 417 Maria Nagle ***										
06/28/2014	SERVER		11:55	21:40	0.00	8.36	1.39	9.75	43.39	95.86
06/27/2014	SERVER		15:55	23:38	0.00	7.72	0.00	7.72	30.34	77.36
06/25/2014	SERVER		11:01	21:51	0.00	10.83	0.00	10.83	42.56	121.25
06/24/2014	SERVER		17:03	21:49	0.00	4.77	0.00	4.77	18.75	43.00
06/23/2014	SERVER		15:21	19:00	0.00	3.65	0.00	3.65	14.34	0.00
06/23/2014	SERVER		10:01	14:41	0.00	4.67	0.00	4.67	18.35	41.97
06/22/2014	SERVER		14:33	22:50	0.00	8.01	0.27	8.28	33.53	140.11
06/21/2014	SERVER		10:21	18:43	0.00	8.37	0.00	8.37	32.89	10.38
06/20/2014	SERVER		15:54	21:39	0.00	5.75	0.00	5.75	22.60	42.16
06/18/2014	SERVER		10:59	22:05	0.00	11.10	0.00	11.10	43.62	194.00
06/17/2014	SERVER		16:47	23:33	0.00	6.77	0.00	6.77	26.61	94.00
Total SERVER:					0.00	80.00	1.66	81.66	326.98	860.09
TTL Emp 417:					0.00	80.00	1.66	81.66	326.98	860.09